

TTAB

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: **Box TTAB NO FEE**, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3514, on August 19, 2004


Michael R. GrahamSigned: August 19, 2004

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE BEFORE
THE TRADEMARK TRIAL AND APPEAL BOARD**

In Re: Application Serial No. 78/235,715 filed April 9, 2003 for the ITU word mark INSPIRUS
Published in the Official *Gazette* on April 6, 2004.

INSPIRE PHARMACEUTICALS, INC.)	
Opposer,)	
)	Opposition No. 91160927
vs.)	
)	
MEDI-PHYSICS, INC.)	
Applicant)	

Box TTAB NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

AGREED ABANDONMENT OF APPLICATION AND WITHDRAWAL OF OPPOSITION

Opposer, INSPIRE PHARMACEUTICALS, INC., and Applicant, MEDI-PHYSICS, INC., by their attorneys, hereby stipulate and agree as follows:

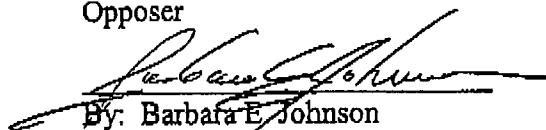
1. Applicant, with the consent of Opposer, hereby expressly abandons and withdraws its application, Serial No. 78/235,715, to register the mark INSPIRUS pursuant to Trademark Rule 2.135, 37 C.F.R. §2.135.
2. Opposer, with the consent of Applicant, hereby withdraws the present opposition, Opposition No. 91160927, pursuant to Trademark Rule 2.106(c), 37 C.F.R. §2.106(c).



SO STIPULATED AND AGREED:

INSPIRE PHARMACEUTICALS, INC.

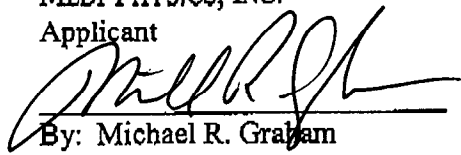
Opposer



By: Barbara E. Johnson
Attorney for Opposer

MEDI-PHYSICS, INC.

Applicant



By: Michael R. Graham
Attorney for Applicant

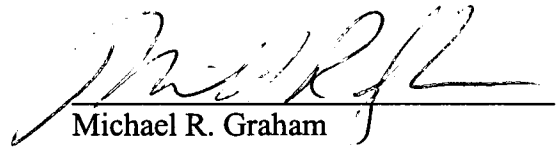
Dated: August 18 04

Dated: August 19, 2004

CERTIFICATE OF SERVICE

I hereby certify that a copy of the forgoing AGREED ABANDONMENT OF APPLICATION AND WITHDRAWAL OF OPPOSITION has been served upon the attorney for Opposer by first-class mail, postage prepaid, this the 19th day of August 2004, addressed as follows:

J. Matthew Pritchard IV
Barbara E. Johnson
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